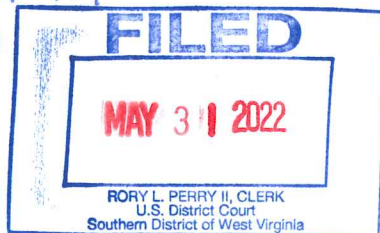


Robert C. Byrd Federal Building and U.S. Courthouse 2:22-CV-00244
100 North Heber Street, Room 119
Beckley, West Virginia 25801



05-18-2022

Honorable JUDGE!! Excuse me, please but I have a request to you!

Honorable JUDGE, . Excuse me, please but I want to continuous it
with to found a Lawsuit against of the Bank of the treasury of the U.S.
by it causes of the damage to received from the staff - D. Bickel, and
J. frame...

specific complaint: (on 8-18-2017)

I WAS to hit tricked by the staff - D. Bickel and J. frame. They both
WAS the use of excessive force toward me Hurtado-Valois, Carlos. inmate -
I Must to make the procedure of the Lawsuit by it violated that have made
the staff...
When the staff WAS those to act and actions they WAS violated the LAWS OF
THE UNITED STATES OF AMERICAS.

I WAS a stop to me complaint, because the staff - they them had to threat me
fore to put a stop to me complaint.

Carlos Hurtado-Valois,
14626-035

Berlin FC I
P. O. Box 9000
Berlin NH 03570

I am the inmate HURTADO-VALOIS, CARLOS A. ID# 14626-035
When I was into it prison of ALLENWOOD FCI...
on 04-20-2016 the staff, they was to conspired on joined
together at to make a Libelous report of incident to threaten
to them staff... J. SLOCUM, on 04-20-2016
ESSAMA, on 05-04-2016
K. Bittenbender, OHO. on 09-30-16

Those staff-they was to conspired in joined together with it
intention from to have made ones it Libelous report against me.
By it causes from those Libelous report, I am to under abuse of
excessive force from them staff.

The staff, they to have a retaliation aggressive against me, by it
causes from my follow record.

When it prison of ALLENWOOD FCI, to sent me for GILMER FCI.
The staff, they was to use excessive of force toward me, the
inmate HURTADO-VALOIS, CARLOS A. ID# 14626-035
the staff, D. BICKEL, and Jason frame. Them was to putting
one bottle of pepper spray to within from my mouth, with it
malice from try to kill me, than am the inmate HURTADO-VALOIS,
plus them staff, also they was to fractured the both hand
from the inmate HURTADO-VALOIS, ID# 14626-035

Honorable Judge! OF THE U.S.
Robert C. Byrd Federal Building
And U.S. Court House
100 North Heber Street, Room 119
Beckley, West Virginia 25801

Honorable Judge!
Excuse me, please but to here I have to send a copy
of the affidavit of: Michael Curtis Reynolds - on 9-13-2017

and also I am to send couple of it complaint that
what I does one BP-9 and I had gave to Ms. Putnam -
Counselor, on 08-30-2017

And also I have gave to Ms. Putnam, another BP-9
but never returned any answer.
With it intention and it malice of protege those staff,
that was act and actions from abuse at to use of excessive
force toward the inmate HURTADO-VALDES, CARLOS A. ^{ID#} 14626-035

and also I to sent two BP-10 into it regional

U.S. Department of Justice

Regional Administrative Remedy Appeal

Federal Bureau of Prisons

Type or use ball-point pen. If attachments are needed, submit four copies. One copy of the completed BP-229(13) including any attachments must be submitted with this appeal.

From: Hurtado-Valois, Carlos 14626-035 5HU Gilmer F.C.I.
 LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A - REASON FOR APPEAL

The motive because written this sensitive BP-10 ON 8-18-2017 The staff D Bickel put three times spray gas into my mouth and in my face. Plus the over use of the oleoresin capsicum is now a problem to my health and this was cruel and ~~usual~~ unusual punishment. NOW I have strong pains in my lung stomach troubles. in the shower, the staff Jason frame, smashed my body against the wall again and again brutally. he fractured both my hands... and told me I was punished for my record at Allenwood medium F.C.I.
 Relief Requested: asking for a full investigation and up to and including the removal of these staffmembers and show compassion for medical, psychological damages and treat them.
 ON 8-18-2017 check the video of the 1st range near gate, and rec oreo that morning

10-2-2017

DATE

Carlos Hurtado-Valois

SIGNATURE OF REQUESTER

Part B - RESPONSE

Received

OCT 17 2017

Mid-Atlantic Regional Office

DATE

REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the General Counsel. Your appeal must be received in the General Counsel's Office within 30 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER:

918545-R1

Part C - RECEIPT

CASE NUMBER: _____

Return to: _____

LAST NAME, FIRST, MIDDLE INITIAL

REG. NO.

UNIT

INSTITUTION

SUBJECT: _____

DATE

SIGNATURE, RECIPIENT OF REGIONAL APPEAL



PRINTED ON RECYCLED PAPER

ATTACHMENT:

The day. on 08-21-2017 I was to put a request has medico, or sick call. . . But any answer no come to me.

The day. Thursday 24-08-2017 I had to Put a request has medico, but not any answer return to me.

The day. Monday. 28-08-2017 I was to Put a request to medico. But not any answer return to me.

The month 9-8-2017 the Doctor to check me and also to gave me it prednisone (10) MG.

The day 27-9-2017 I to put a request for the Doctor, but not to receive any attention more.

The day 2-10-2017 I to put a request but not to receive any attention of the Doctor.

14626-035

Federal Correctional Gilmer
201 FCI LN
Virginia Occidental
Glenville, WV 26351
United States

Attachment

8/18/2017

On 8/18/17, Petitioner was hit on the back of his head and placed in a headlock by officers D. Bickel and Jason Frame, Sr. Also excessively used was Oleoresin Capsicum Spray (Mace) which now gives Petitioner lung and other health problems.

In the shower, Jason Frame, Sr. held the back of Petitioner's head while smashing the front into the wall, using excessive force. Both hands of the Petitioner are visibly fractured. Capsicum spray was used three times in the eyes and also into the mouth, (Petitioner's) while open, causing eye, ear and also stomach problems.

Check the video on Range #1, and the Rec area.

Carlos Hurtado-Valais
ID# 14626-035

9/30/2017

Affidavit of: Michael Curtis Reynolds

On or about 9/13/17, inmate Hurtado-Valais was placed in my cell on Range 6. He was complaining about fracture hands, on Prednisone for swelling due to injury to these hands. As Hurtado does not speak English well, I, on 9/15/17, Friday, got SHU Lt. Varber to talk at the door, where Hurtado showed him the swollen hands. Nothing was done for Hurtado.

On 9/20/17, inmate Hurtado-Valais was going to recreation. Upon arrival, Officer Frame put him in the handcuff area of the cage and slid his foot under Hurtado's shin area, trying to trip him. Still handcuffed from behind, Hurtado would have fallen facefirst.

Hurtado-Valais announced Frame had beat him up in the shower, showing his fracture hands to other officers present. There was argument, Rec Officer Barnes, told him to uncuff to leave to see Lt. Varber. Hurtado said, 'no more talk', 'I go to Rec'. Frame spoke to Hurtado, the argument started again. Hurtado said Frame fought him, so he doesn't get to touch him. Rec Officer Barnes said, 'choice is over, go see the Lt.'

I, Michael Curtis Reynolds hereby certify under penalty of perjury pursuant to Title 28 USC §1746 the above true.

10/17/2017

Date

Michael Curtis Reynolds

Signature

REJECTION NOTICE - ADMINISTRATIVE REMEDY

DATE: NOVEMBER 3, 2017

CH- C07-117

H. W. 11/3/17
FROM: ADMINISTRATIVE REMEDY COORDINATOR
MID-ATLANTIC REGIONAL OFFICE

TO : CARLOS A HURTADO-VALOIS, 14626-035
OKLAHOMA CITY FTC UNT: HOLDOVER QTR: C10-403U
P.O. BOX 898802
OKLAHOMA CITY, OK 73189

FOR THE REASONS LISTED BELOW, THIS REGIONAL APPEAL
IS BEING REJECTED AND RETURNED TO YOU. YOU SHOULD INCLUDE A COPY
OF THIS NOTICE WITH ANY FUTURE CORRESPONDENCE REGARDING THE REJECTION.

REMEDY ID : 920602-R1 REGIONAL APPEAL
DATE RECEIVED : NOVEMBER 2, 2017
SUBJECT 1 : UNPROFESSIONAL, INAPPROPRIATE CONDUCT OR MISCONDUCT BY STAFF
SUBJECT 2 :
INCIDENT RPT NO:

REJECT REASON 1: YOU MUST FIRST FILE A BP-9 REQUEST THROUGH THE INSTITUTION
FOR THE WARDEN'S REVIEW AND RESPONSE BEFORE FILING AN APPEAL
AT THIS LEVEL.

FCI McDowell
Administrative Remedy Coordinator
Received

NOV 29 2017

11/29 - Delivered to Unt. Team

Federal Bureau of Prisons

Type or use ball-point pen. If attachments are needed, submit four copies. One copy of the completed BP-229(13) including any attachments must be submitted with this appeal.

From: Hurtado-Valois, Carlos A 14626-035 SHU Glimer F.C.I.
 LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A - REASON FOR APPEAL The BP-8 and BP-9 was never returned, by Policy it is Therefore denied.

On 8/18/2017, Staff D. Bickel used excessive force by spraying three times, gas into my eyes, also into the mouth and face, which now gives me strong pains in my lungs, and other health problems, causing eyes ear and stomach issues. The staff Jason Frame also excessively smashed my body brutally against the wall in the shower, using excessive force, both hands of the Petitioner are visibly fractured... and told me I was punished for my record of threatening an officer in Allenwood medium.

On 8/18/2017, check the video of the Rec area that morning and range #1, area of the shower.

Relief Requested: im asking for a full investigation and up to and including the remove of these staff D. Bickel and Jason Frame.
and compassion for medical.

10/12/2017
 DATE

Carlos Hurtado-Valois
 SIGNATURE OF REQUESTER

Part B - RESPONSE

Received

NOV 02 2017

Bureau of Prisons
 MARO Regional Counsel

DATE

REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the General Counsel. Your appeal must be received in the General Counsel's Office within 30 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER: 920602-R1

Part C - RECEIPT

CASE NUMBER: _____

Return to: _____
 LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

SUBJECT: _____

DATE

SIGNATURE, RECIPIENT OF REGIONAL APPEAL

USP LVN



PRINTED ON RECYCLED PAPER

BP-230(13)
 JUNE 2002

REQUEST FOR ADMINISTRATIVE REMEDY
INFORMAL RESOLUTION FORM
FCI/FPC GILMER
GLENVILLE, WEST VIRGINIA

The Bureau of Prisons Program Statement on Administrative Remedy Procedures for Inmates states that before an inmate seeks formal review of a complaint, he must try to resolve the complaint informally by presenting it to a staff member. The staff member must also try to resolve the complaint "informally" before the inmate will be given an Administrative Remedy Form.

INMATE'S NAME: Hurtado-Valois, Carlos NO. 14626-035 UNIT SHU

1. Specific Complaint: On 8-18-11 I was hit and put in An
head lock by Staffmembers D. Bickel and J. France. So plus
The over use of the Oleoresin Capsicum is now a problem to
my health and this was cruel and unusual punishment

2. Relief Requested: I'm asking for an full Investigation and
up to the removal of these Staff members and to have
Compensation for Medical and Psychological damage.

3. Date/Time Complaint received from inmate: _____

4. Date/Time Informally discussed with inmate: _____

5. Staff Response: _____

6. Date Administrative Remedy provided: _____

7. Informal Resolution was / was not accomplished.

INMATE'S SIGNATURE/REGISTER NO.

DATE

STAFF MEMBER'S NAME & TITLE

DATE

UNIT MANAGER'S SIGNATURE

DATE

[See attachment. 10/12/2017]

I gave to ms putnam counselor, ONE BP-8,
8/30/2017/ and she never returned any answer.

I gave to ms putnam, other BP-9, 9/20/2017.
She never returned any answer.

Hurtado-Valois, Carlos A
ID# 14626-035

Federal Correctional Gilmer FCI
P.O. Box 6000
Glenville WV 26351

INCIDENT REPORT CDFRM

BP-A0288

JUNE 10

U.S. DEPARTMENT OF JUSTICE

COPY

FEDERAL BUREAU OF PRISONS

Part I - Incident Report

1. Institution: FCI ALLENWOOD

2. Inmate's Name
Hurtado, Carlos3. Register Number
14626-0354. Date of Incident
04-20-20165. Time
11:45 AM6. Place of Incident
2A7. Assignment
Food Service8. Unit
2A9. Incident
Threatening staff. Insolence towards a staff member.10. Prohibited Act Code (s)
203,312

11. Description of Incident (Date: 4-20-16 Time: 11:45 AM Staff became aware of incident) On April 20th, at approximately 11:45 AM, I officer Slocum was asked to escort inmate Hurtado #14626-035 to the Lieutenant's Office from unit 2A. While I waited for the inmate to put his boots on he said to me "Fuck you, fuck the Lieutenants, I don't care". I ordered inmate Hurtado to put his boots on because he needed to come with me. He again said fuck you and told me I was a bitch. The inmate then said "fuck you, You want to fight lets go I don't care". The inmate then made fists with both hands. I ordered the inmate to walk to the front door of unit 2A where I placed him in hand restraints and escorted him to the Special Housing Unit.

12. Typed Name/Signature of Reporting Employee
J. Slocum/ *J. Slocum*13. Date And Time
4-20-16 2:00 PM14. Incident Report Delivered to Above Inmate By
(Type Name/Signature) *[Signature]*15. Date Incident
Report Delivered
4/20/1616. Time Incident
Report Delivered
6:20 pm

Part II - Committee Action

17. Comments of Inmate to Committee Regarding Above Incident

18. A. It is the findings of the committee that you:

_____ Committed the Prohibited Act as charged.
_____ Did not Commit a Prohibited Act.
_____ Committed Prohibited Act Code(s) _____

B. _____ The Committee is referring the Charge (s) to the DHO for further Hearing.

C. _____ The Committee advised the inmate of its findings and of the right to file an appeal within 20 calendar days.

19. Committee Decision is Based on Specific Evidence as Follows:

20. Committee action and/or recommendation if referred to DHO (Contingent upon DHO finding inmate committed prohibited act)

21. Date and Time Of Action _____ (The UDC Chairman's signature certifies who sat on the UDC and that the completed report accurately reflects the UDC proceedings.)

Chairman (Typed Name/Signature)

Member (Typed Name)


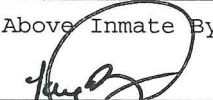
Member (Typed Name)

BP-A0288
JUNE 10

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

Part I - Incident Report

1. Institution: FCI ALLENWOOD			
2. Inmate's Name Hurtado-Valois, Carlos	3. Register Number 14626-035	4. Date of Incident 4-5-2016 5-4-16 TO	5. Time 5:30 PM
6. Place of Incident SHU cell Z04-216	7. Assignment SHU unassigned	8. Unit 2A	
9. Incident Threatening Refusing an order Insolence		10. Prohibited Act Code (s) 203 307 312	
11. Description of Incident (Date: 4-5-2016 5-4-16 TO Time: 5:30 pm Staff became aware of incident) On May 4 th , 2016, at approximately 5:30 pm, I approached SHU cell 216 to pick up the dinner food trays. After I retrieved the food trays inmate Efrain Reyes, 59265-066, asked me if I could assist with a problem in his cell. He stated that he has a bottom bunk restriction due to seizures and inmate Carlos Hurtado-Valois, 14626-035, was refusing to move to the top bunk. I called inmate Hurtado to the door and ordered him to move to the top bunk. Inmate Hurtado refused to comply and began cursing and motioning at me with aggressive motions. I again ordered inmate Hurtado to move his bedding to the top bunk. At this time inmate Hurtado continued yelling and cursing at me while punching towards my face and striking the cell door window multiple times. Inmate Hurtado continued threatening me by waving me to come in to the cell and throwing many punches and kicks in my direction striking the door and wall numerous times. Inmate Hurtado stated "I'll fuck you!", "Fuck you up!", and "Come in" all while throwing strikes at the door. The inmate continued to threaten me as I exited the range. The Operations Lieutenant was notified.			
12. Typed Name/Signature of Reporting Employee Sassaman/ 		13. Date and Time 4-5-16 5-4-16 TO 6:15 PM	
14. Incident Report Delivered to Above Inmate By (Type Name/Signature) J. BROWN, LIEUTENANT 		15. Date Incident Report Delivered 5/4/16	16. Time Incident Report Delivered 8:00 PM

Part II - Committee Action

17. Comments of Inmate to Committee Regarding Above Incident		
18. A. It is the findings of the committee that you: <input type="checkbox"/> Committed the Prohibited Act as charged. <input type="checkbox"/> Did not Commit a Prohibited Act. <input type="checkbox"/> Committed Prohibited Act Code(s) _____		
B. _____ The Committee is referring the Charge (s) to the DHO for further Hearing. C. _____ The Committee advised the inmate of its findings and of the right to file an appeal within 20 calendar days.		
19. Committee Decision is Based on Specific Evidence as Follows:		
20. Committee action and/or recommendation if referred to DHO (Contingent upon DHO finding inmate committed prohibited act)		
21. Date and Time Of Action _____ (The UDC Chairman's signature certifies who sat on the UDC and that the completed report accurately reflects the UDC proceedings.)		
Chairman (Typed Name/Signature)	Member (Typed Name)	Member (Typed Name)

BP-S288.052 INCIDENT REPORT FORM

MAY 1994

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

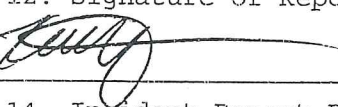
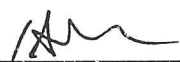
1. Name Of Institution: FCI Allenwood, Pennsylvania
Part I - Incident Report

2. Name Of Inmate HURTADO-VALOIS, Carlos	3. Register Number 14626-035	4. Date Of Incident 09-30-2016	5. Time 0925 hrs
6. Place Of Incident Compound-Lieutenant's Office	7. Assignment FS DIN PM	8. Unit 2A	

9. Incident: Insolence Towards Staff Code 312

11. Description Of Incident (Date: 09-30-2016 Time: 9:25 a.m. Staff become aware of incident)

On the above date and time, Inmate HURTADO-VALOIS, Carlos was called to the lieutenant's office by the DHO to provide him a copy of his DHO report. At 9:25 am., HURTADO-VALOIS appeared at the lieutenant's office area. As I handed HURTADO-VALOIS a copy of his DHO report, he began to walk away. At that time, he turned to me and said, "Fuck you." He continued to walk until I called him back to the area. Officer J. Wright had just exited the building when HURTADO-VALOIS made the statement of "Fuck you".

12. Signature Of Reporting Employee 	Date And Time 9/30/16 0935 hrs	13. Name And Title (Printed) K. Bittenbender- DHO
14. Incident Report Delivered To Above Inmate By S. McConnell 	15. Date Incident Report Delivered 9/30/16	16. time Incident Report Delivered 10:15 am

Part II - Committee Action

17. Comments Of Inmate To Committee Regarding Above Incident

18. A. It Is The Finding Of The Committee That You: ____ Committed The Following Prohibited Act. ____ Did Not Commit A Prohibited Act.	B. _____ The Committee Is Referring The Charge(s) To The DHO For Further Hearing. C. _____ The Committee Advised The Inmate Of Its Finding And Of The Right To File An Appeal Within 15 Calendar Days.
--	---

19. Committee Decision Is Based On The Following Information

20. Committee action and/or recommendation if referred to DHO (Contingent upon DHO finding inmate committed prohibited act)

21. Date And Time Of Action _____ (The UDC Chairman's Signature Next To His Name Certifies Who Sat On The UDC And That The Completed Report Accurately Reflects The UDC Proceedings.)

Chairman (Typed Name/signature)

Member (Typed Name)

Member (Typed Name)

Record Copy - Central File Record; Copy - DHO; Copy - Inmate After UDC Action; Copy - Inmate Within 24 Hours Of Part I Preparation
(This Form May Be Replicated Via WP)

Replaces BP-288(52) Of Jan 88

RETALIATION

The First Amendment prohibits jail and prison officials from retaliating against inmates who report complaints, file grievances, or file lawsuits. Retaliation can take many forms: e.g., refusing to provide hygiene materials reading or interfering with an inmate's legal papers placing an inmate in segregation or poor living conditions, transferring an inmate to a different cell or different prison, threats, even having the inmate assaulted. Importantly, "government actions, which standing alone does not violate the Constitution, may nonetheless be constitutional torts if motivated in substantial part by a desire to punish an individual for exercise of a constitutional right

Retaliation claims are difficult to prove. Officials can usually offer non-retaliatory explanations for their actions, and courts tend to believe them although you can win relief in court, if you have solid evidence of an official's retaliatory intent, there is a lot that angry officials can get away with. This is something that you must consider when you are deciding whether to file a grievance or lawsuit.

LEGAL MAIL

CARLOS HUETADO-VALOIS, # 14626-035
Berlin FC1
P.O. Box 9000
Berlin NH 03570



TO CLERK OF THE COURT
U.S.

Robert C. Byrd Federal Building and U.S. Courthouse
100 North Heber Street, Room 119
Beckley, West Virginia 25801

